



STATE OF TENNESSEE  
Department of Agriculture

**REQUEST FOR PROPOSALS # 32505-12021  
AMENDMENT # 4  
FOR PROVISION OF AGRICULTURAL WASTE  
PESTICIDES MANAGEMENT SERVICES FOR FARM  
TO FARM EVENTS AT STATE DESIGNATED SITES**

DATE: 1/19/2022

RFP # 32505-12021 IS AMENDED AS FOLLOWS:

1. This RFP Schedule of Events updates and confirms scheduled RFP dates. Any event, time, or date containing revised or new text is highlighted.

EVENT	TIME (central time zone)	DATE
1. RFP Issued		December 10, 2021
2. Disability Accommodation Request Deadline	2:00 p.m.	December 15, 2021
3. Pre-response Conference	1:00 p.m.	December 16, 2021
4. Notice of Intent to Respond Deadline	2:00 p.m.	December 17, 2021
5. Written "Questions & Comments" Deadline	2:00 p.m.	December 22, 2021
6. State Response to Written "Questions & Comments"		January 19, 2022
7. Response Deadline	2:00 p.m.	February 2, 2022
8. State Completion of Technical Response Evaluations		February 11, 2022
9. State Opening & Scoring of Cost Proposals	2:00 p.m.	February 14, 2022
10. Negotiations (optional)		February 15, 2022-February 16, 2022
11. State Notice of Intent to Award Released <u>and</u> RFP Files Opened for Public Inspection	2:00 p.m.	February 17, 2022
12. End of Open File Period		February 24, 2022
13. State sends contract to Contractor for signature		February 25, 2022
14. Contractor Signature Deadline	2:00 p.m.	February 28, 2022

**2. State responses to questions and comments in the table below amend and clarify this RFP.**

Any restatement of RFP text in the Question/Comment column shall NOT be construed as a change in the actual wording of the RFP document.

RFP SECTION	PAGE #	QUESTION / COMMENT	STATE RESPONSE
Attachment 6.7 Pro Forma	36	<p>1. Section A.20 in the scope identifies that the material must be recycled or if not then incinerated.</p> <p>a. Can fuel blending or burning for energy recovery of material suitable for that technology be used for disposal?</p> <p>b. Is burning in a Waste to Energy Plant considered incineration or recycling and acceptable for disposal?</p> <p>c. Is landfill allowable if material is not suitable for incineration, for example arsenic compounds may not be suitable for incineration.</p>	<p>a. If fuel blending or burning for energy recovery is approved by EHPA, yes it can be used.</p> <p>b. Yes</p> <p>c. If it is approved by EPA it is allowed</p>
Attachment 6.7 Pro Forma	37	<p>2. Section A.24 in the scope states "Unless specifically extended in writing by the State, the Contractor shall within sixty (60) days from the date of each collection provide proof to the State that all Agricultural Waste Pesticides collected (during each collection) has been recycled, reused or disposed of properly"</p> <p>a. Section A.20 does not mention reused, please provide an example of how a pesticide could be reused? Is fuel blending or burning for energy recovery a type of reuse? Yes, the only way if in original container with a label.</p> <p>b. The requirement for Certificates of Destruction (CD) to be provided within 60 days of collection is not a reasonable requirement for incineration items. Materials may be brought first to a transfer facility and then accepted at a storage location. Material would then be shipped to an incinerator and processed with a CD being created and distributed to the contractor. This can easily take 90 days without issues at the incinerator. Currently there is a national backlog at all RCRA incinerators and there is not guarantee the contractor would be able to provide a CD within 180 days. Please change the requirement to 270 days</p> <p>c. CDs are not issued for items recycled, they are generally issued Certificates of Recycling or Certificate of Waste Management. Is this an acceptable document?</p>	<p>2.a Yes, if the pesticide is in its original container and has a label it can be reused..</p> <p>b. Can be changed to 270 days.</p> <p>c Yes</p>
General	n/a	<p>3 Please provide the award information for the most recent contract that covers the services listed in this RFP</p>	Please see Attachment 1 to this amendment

RFP SECTION	PAGE #	QUESTION / COMMENT	STATE RESPONSE
RFP Section 1.1.2	2	4. In the Introduction Section, Item 1.1.2. states "The State estimates that there will be 200,000 pounds of Hazardous Material transported over the course of the contract with an estimated 20 site visits to Ellington Agricultural Center and an estimated 5 to Farm to Farm site visits." Please provide historical collection data for the last two years for each of these two collection event types.	See Attachment 2  Please Note: there is no designation of farm to farm on paperwork.
Attachment 6.7 Pro Forma	36	5. In the Contract Section, Page 4, Item A.15, it states "The Contractor shall provide an executed certificate of destruction within sixty (60) days from the date of each collection after removal from the site." Please confirm that incineration is the required disposal technology for the management of pesticides under this contract.	Incineration is required if recycling cannot be done.
Attachment 6.7 Pro Forma	General	6. Will the state allow for the materials to be collected under this contract to be collected and managed as Universal Wastes?	Yes
Attachment 6.7 Pro Forma	37	7. Is the state willing to increase the window of time in which the contractor could provide a Certificate of Destruction (COD)? Current incineration capacity has caused back logs of materials for incineration and thus makes compliance with this requirement difficult.	Please see response to question #2
Attachment 6.7 Pro Forma	36	8. What methods of recycling or beneficial reuse would be allowed by the state?	Please see response in question 1.

**3. Delete Attachment 6.7 Pro Forma section A.15 in its entirety and insert the following in its place (any sentence or paragraph containing revised or new text is highlighted):**

**A.15.** The Contractor shall provide an executed certificate of destruction within two hundred seventy (270) days from the date of each collection after removal from the site if incinerated or an executed certificate of recycling or certificate of waste management sixty (60) days from the date of each collection after removal from the site if recycled,.

**4. Delete Attachment 6.7 Pro Forma section A.24 in its entirety and insert the following in its place (any sentence or paragraph containing revised or new text is highlighted):**

**A.24.** Unless specifically extended in writing by the State, the Contractor shall within sixty (60) days from the date of each collection provide proof to the State that all Agricultural Waste Pesticides collected (during each collection) has been recycled, reused or disposed of properly, or two hundred seventy (270) days if incinerated. The Contractor shall maintain records of all Agricultural Waste Pesticides collected and ~~shall~~ contained for all waste categories by weight collected during each day during a collection. The Contractor shall provide the State with a written report for each Agricultural Waste Pesticides collection within the appropriate number of days required above in A.24, dependent upon

the type of disposal method used by the Contractor, ~~sixty (60) days~~ from the date of the collection which shall include the following information:

- a. Signed certificates of destruction for incineration or signed certificates of recycling or certificate of waste management for recycling or other proper disposal methods for all Agricultural Waste Pesticides collected indicating types and weights of material collected. The Contractor shall issue certificates of disposal for incineration on or before two hundred seventy (270) days after collection of waste pesticides or certificates of recycling or certificates of waste management for recycling on or before sixty (60) days after collection of waste pesticides.
  - b. copies of container content sheets for each drum generated during a Collection Event along with a copy of the hazardous waste manifest under which the waste is shipped off-site.
5. **RFP Amendment Effective Date.** The revisions set forth herein shall be effective upon release. All other terms and conditions of this RFP not expressly amended herein shall remain in full force and effect.